Case 09-21553 Doc 1 Filed 06/14/09 Entered 06/14/09 00:08:37 Desc Main Document Page 1 of 12

| B1 (Official | Form 1)(1/0 | 08) | | | | oamon | | .go <u> </u> | | | | | |
|---|---|---------------------------|--------------------------------|-----------------------------------|--|-------------------------------------|--|---|---|-----------------|--------------------------|-------------------------------|--------------------------------|
| | | | United No | | s Bank District | | | | | | Vo | luntary | Petition |
| | ebtor (if ind ore, Stepl | | er Last, First by | , Middle): | | | Name | of Joint Do | ebtor (Spouse | e) (Last, First | t, Middle): | | |
| All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): | | | | | | | All O (inclu | All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): | | | | | |
| Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) xxx-xx-8074 | | | | | | | IN Last f | Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all) | | | | | |
| Street Address of Debtor (No. and Street, City, and State): 5933 Albin Terrace Berkeley, IL | | | | | | | | Street Address of Joint Debtor (No. and Street, City, and State): | | | | | |
| ZIP Code 60163 | | | | | | | ; | | | | | | ZIP Code |
| County of Residence or of the Principal Place of Business: Cook | | | | | | | | County of Residence or of the Principal Place of Business: | | | | | |
| _ | | tor (if diffe | erent from str | eet addres | ss): | | Maili | ng Address | of Joint Debt | tor (if differe | ent from str | eet address): | |
| P.O.Box | - | | | | | | | | | | | | |
| Bioomii | ngdale, IL | • | | | _ | ZIP Code | ; | | | | | | ZIP Code |
| I4: C | Duin ain al A | | -! D-1-4 | | | 60108 | | | | | | | |
| (if different | | | siness Debtor ove): | L | | | | | | | | | |
| | | Debtor | | | | of Business | š | | • | of Bankruj | | | ch |
| | | rganization) one box) | | П Неа | Checl) Ith Care Bu | one box) | | Chapt | | Petition is F | iled (Checl | k one box) | |
| ■ Individu | al (includes | Ioint Debte | ore) | Sing | gle Asset R | eal Estate as | s defined | Chapter 7 Chapter 9 | | | | Petition for F | |
| | ibit D on pa | | , | | in 11 U.S.C. § 101 (51B) ☐ Railroad | | | ☐ Chapter 11 of a Foreign Main Proceeding | | | | C | |
| ☐ Corpora | tion (include | es LLC and | LLP) | | ckbroker nmodity Br | alzan | | ☐ Chapter 12 ☐ Chapter 15 Petition for Recognition ☐ Chapter 13 ☐ Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding | | | | | |
| L_ | ☐ Partnership | | | | aring Bank | oker | | | | | | | |
| | f debtor is not s box and stat | | | Oth | Other | | | | | | e of Debts k one box) | | |
| | check this box and state type of entity below.) | | | | Tax-Exempt Entity (Check box, if applicable) | | | Debts are primarily consumer debts, | | | | ☐ Debt | s are primarily |
| | | | | und | otor is a tax- er Title 26 le (the Inter | exempt org of the Unite | ganization d States | "incur | d in 11 U.S.C. § red by an indivioual, family, or | idual primarily | | busin | ess debts. |
| | | Filing F | ee (Check or | ne box) | | | | one box: | | Chapter 11 | | | |
| I_ | ng Fee attac | | | | | | = | | a small busin not a small b | | | | § 101(51D). .C. § 101(51D). |
| Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor | | | | | | Check | if: | | | | | - , , | |
| | | | nstallments. I | | | | | ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000. | | | | | |
| Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B. | | | | | | | Check all applicable boxes: A plan is being filed with this petition. | | | | | | |
| | gned appne | | | | . Dec Official | . T 01111 025. | | Acceptan | ces of the pla creditors, in | n were solici | ited prepeti | ition from or S.C. § 1126(| ne or more b). |
| Statistical/A | | | nation l be available | for distri | bution to u | ncoourad or | aditors | | | THIS | S SPACE IS | FOR COURT | USE ONLY |
| ■ Debtor e | estimates tha | t, after any | exempt proper for distribut | erty is ex | cluded and | administrat | | es paid, | | | | | |
| Estimated N | _ | _ | | | | | П | | | | | | |
| 1- 49 | 50- 99 | 100- 199 | 200- 999 | 1,000- 5,000 | 5,001- 10,000 | 10,001- 25,000 | 25,001- 50,000 | 50,001- 100,000 | OVER 100,000 | | | | |
| Estimated A \$0 to \$50,000 | \$50,001 to \$100,000 | \$100,001 to \$500,000 | to \$1 | \$1,000,001 to \$10 | \$10,000,001 to \$50 | \$50,000,001 to \$100 | \$100,000,000 to \$500 | \$500,000,001 to \$1 billion | | | | | |
| Estimated L | iabilities | | million | million | million | million | million | | | 1 | | | |
| \$0 to \$50,000 | \$50,001 to \$100,000 | \$100,001 to \$500,000 | \$500,001 to \$1 million | \$1,000,001 to \$10 million | \$10,000,001 to \$50 million | \$50,000,001 to \$100 million | \$100,000,000 to \$500 million | \$500,000,001 to \$1 billion | | | | | |

Case 09-21553 Doc 1 Filed 06/14/09 Entered 06/14/09 00:08:37 Desc Main Document Page 2 of 12

Page 2 Name of Debtor(s): Voluntary Petition McLemore, Stephanie Erby (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Location Case Number: Date Filed: Where Filed: - None -Location Date Filed: Case Number: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) I, the attorney for the petitioner named in the foregoing petition, declare that I (To be completed if debtor is required to file periodic reports (e.g., have informed the petitioner that [he or she] may proceed under chapter 7, 11, forms 10K and 10Q) with the Securities and Exchange Commission 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. X /s/ S. M. de Rath, Esq. June 14, 2009 Signature of Attorney for Debtor(s) (Date) S. M. de Rath, Esq. 6206809 Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ☐ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. П Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

Page 3 of 12 Document B1 (Official Form 1)(1/08)

Voluntary Petition

(This page must be completed and filed in every case)

Signatures

Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X /s/ Stephanie Erby McLemore

Signature of Debtor Stephanie Erby McLemore

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

June 14, 2009

Date

Signature of Attorney*

X /s/ S. M. de Rath, Esq.

Signature of Attorney for Debtor(s)

S. M. de Rath, Esq. 6206809

Printed Name of Attorney for Debtor(s)

Attorney S.M.de Rath, Esq.

Firm Name

405 North Wabash Ave Chicago, IL 60611

Address

312-955-5290

Telephone Number

June 14, 2009

Date

*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Signature of a Foreign Representative

Page 3

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

Name of Debtor(s):

McLemore, Stephanie Erby

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

Date

Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

Case 09-21553 Doc 1 Filed 06/14/09 Entered 06/14/09 00:08:37 Desc Main Document Page 4 of 12

B 1D(Official Form 1, Exhibit D) (12/08)

United States Bankruptcy Court Northern District of Illinois

| | | Not then it District of Initiols | | |
|-------|-------------------------|----------------------------------|----------|---|
| In re | Stephanie Erby McLemore | | Case No. | |
| | | Debtor(s) | Chapter | 7 |

EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. *You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.*
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.] ____

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

☐ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]

Case 09-21553 Doc 1 Filed 06/14/09 Entered 06/14/09 00:08:37 Desc Main Document Page 5 of 12

| B 1D(Official Form 1, Exhibit D) (12/08) - Cont. |
|---|
| ☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to |
| financial responsibilities.); |
| ☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or |
| through the Internet.); |
| ☐ Active military duty in a military combat zone. |
| ☐ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district. |
| I certify under penalty of perjury that the information provided above is true and correct. |
| Signature of Debtor: /s/ Stephanie Erby McLemore Stephanie Erby McLemore |
| Date: <u>June 14, 2009</u> |

A F S/C C 3300 S Parker Rd Ste 330 Aurora, CO 80014

Acs/wachovia 501 Bleecker St Utica, NY 13501

All Kids Family Care P.O.Box 19121 Fiscal Operations Springfield, IL 62794-9121

Amc Mortgage Services Po Box 11000 Santa Ana, CA 92711

American Family Insurance P.O.Box 9462 Minneapolis, MN 55440-9462

American General Finan 321 E Saint Charles Rd S Villa Park, IL 60181

American General Finan Attn: Legal Dept 20 N Clark St Chicago, IL 60602

Americas Servicing Co Attention: Bankruptcy 1 Home Campus Des Moines, IA 50328

Armor Systems 1700 Kiefer Drive, Suite 1 Zion, IL 60099-5105

Armor Systems Co 1700 Kiefer Dr Suite 1 Zion, IL 60099 Cap One Attn: C/O TSYS Debt Management Po Box 5155 Norcross, GA 30091

Citi Financial Mortgage Attention: Bankruptcy Department Po Box 79022 Ms 322 St. Louis, MO 63179

CitiFinancial P.O.Box 70921 Charlotte, NC 28272

Citifinancial Po Box 499 Hanover, MD 21076

Citifinancial Retail S Po Box 22066 Tempe, AZ 85285

Citifinancial Retail Services P.O.Box 22060 Tempe, AZ 85285-2060

Com Bk Of El

Comcast POB 3002 Southeastern, PA 19398-3002

Con Cum Bk 411 Madison St Maywood, IL 60153

Countrywide Home Lending Attention: Bankruptcy SV-314B Po Box 5170 Simi Valley, CA 93062

Credit collection services Two Wells Ave, Dept 7250 Newton Center, MA 02459 Credit Protection Asso 13355 Noel Rd Ste 2100 Dallas, TX 75240

Credit Protection Association LP 13355 Noel Rd Dallas, TX 75240

Dependon Collection Se Attn: Bankruptcy Po Box 4833 Oak Brook, IL 60523

Drs Bonded Collection Systems P.O.Box 498609 Cincinnati, OH 45249-8609

Education Fin Service/Nelnet Loan Servic Attention: Claims
Po Box 17460
Denver, CO 80217

First Bank

G M A C 2740 Arthur St Roseville, MN 55113

Gomberg Sharfman Gold & Ostler Pc 208 S LaSalle Street Suite 1410 Attn Nazia Hasan Chicago, IL 60604

Greater Suburban Acceptance Corp 1645 Ogden Ave, attn Mernesta P.O.Box 369 Downers Grove, IL 60515

Grt Sub Acc 1645 Ogden Ave Downers Grove, IL 60515 Gtwy/cbusa Attn: Centralized Bankruptcy Po Box 20507 Kansas City, MO 64195

Harcharan S Kalsi Md 1200 S York Rd #4250 Elmhurst, IL 60126

Hsbc Bank Attn: Bankruptcy Po Box 5253 Carol Stream, IL 60197

Hsbc/tax Attn: Bankruptcy Po Box 15522 Wilmington, DE 19850

Illinois Collection Se 8231 W. 185th St. Ste. 100 Tinley Park, IL 60487

John Stroger Jr Hospital POBox 70121 Chicago, IL 60673-5698

Kane County State's Attorney Bad Check Restitution Program P.O.Box 35 South Elgin, IL 60177-0035

Keynote Consulting 220 W Campus Dr Ste 102 Arlington Heights, IL 60004

Law Office os Godlman & Grant 205 W Randolph #1100 Chicago, IL 60606

Lease Finance Group Ll 132 West 31st St 14th Floor New York, NY 10001 Linebarger Goggan Blair & Sampson Attorneys at Law P O Box 06268 Chicago, IL 60606-0268

Litton Loan Servicing Attention: Bankruptcy 4828 Loop Central Drive Houston, TX 77081

Merchants Cr 223 W Jackson St Chicago, IL 60606

Municipal Collection Services INc P.O.Box 1022 Wixom, MI 48393-1022

Nationwide Credit & Co Attn: Bankruptcy 9919 W Roosevelt Rd Ste 101 Westchester, IL 60154

Nelnet Lns Attention: Claims Po Box 17460 Denver, CO 80217

New Century Mortgage C Po Box 15298 Wilmington, DE 19850

New Millennium Bank 57 Livingston Ave New Brunswick, NJ 08901

Nicor Gas Attention: Bankruptcy Department 1844 Ferry Road Naperville, IL 60507

Northland Group POBox 390846 Edina, MN 55439 Pinnacle Credit Serivc Po Box 640 Hopkins, MN 55343

Popular Mortgage Srvci 121 Woodcrest Rd Cherry Hill, NJ 08003

Portfolio Rc Attn: Bankruptcy 120 Corporate Blvd Suite 100 Norfolk, VA 23502

Receivables Management Inc. (RMI) / Mortg Attn: Bankruptcy 3348 Ridge Rd Lansing, IL 60438

Saxon Mortgage Sercive 4708 Mercantile Dr N Fortworth, TX 76137

Saxon Mortgage Services P.O.Box 161489 Fort Worth, TX 76161-1489

Saxon Mortgage Services Inc P.O.Box 792667 San Antonio, TX 78279

Saxon Mortgage Services Inc 4708 Mercantile Drive North Fort Worth, TX 76137

Sears/cbsd 8725 W Sahara Ave The Lakes, NV 89163

State Collection Servi Attn: Bankruptcy Po Box 6250 Madison, WI 53716 Village of Bellowood Phot Enforcement Program Dept 921 Carol Stream, IL 60132-0921

Wachovia P.O.Box 78846 Phoenix, AZ 85062-8846

Wachovia POBOx 7057 Utica, NY 13504-7057

Wachovia Education Fin Po Box 13667 Sacramento, CA 95853

Washington Mutual Mortgage Attention: Bankruptcy Dept. JAXA 2035 7255 Bay Meadows Way Jacksonville, FL 32256

Westlake emergency Physicians 520 E 22nd Street Lombard, IL 60148

Wfnnb/lerner Mail Orde Po Box 182122 Columbus, OH 43218

Wilshire Credit Corp Attention: Bankruptcy Department Po Box 8517 Portland, OH 97207